

S.J.R. No. 54

SENATE JOINT RESOLUTION

proposing a constitutional amendment to authorize the issuance of an additional \$400 million of Texas Water Development Bonds for water supply, water quality, and flood control purposes.

Be it resolved by the Legislature of the State of Texas:

SECTION 1. Article III of the Texas Constitution is amended by adding Section 49-d-6 to read as follows:

Sec. 49-d-6. (a) The Texas Water Development Board may issue additional Texas Water Development Bonds up to an additional aggregate principal amount of \$400 million. Of the additional bonds authorized to be issued, \$200 million of those bonds shall be used for purposes provided by Section 49-c of this article, \$150 million of those bonds shall be used for purposes provided by Section 49-d-1 of this article, and \$50 million of those bonds shall be used for flood control as provided by law.

(b) The legislature may require review and approval of the issuance of the bonds, of the use of the bond proceeds, or of the rules adopted by an agency to govern use of the bond proceeds. Notwithstanding any other provision of this constitution, any entity created or directed to conduct this review and approval may include members or appointees of members of the executive, legislative, and judicial departments of state government.

(c) The Texas Water Development Board shall issue the additional bonds authorized by this section for the terms, in the denominations, form, and installments, on the conditions, and subject to the limitations provided by Sections 49-c and 49-d-1 of this article and by laws adopted by the legislature implementing this section.

(d) Subsections (c) through (e) of Section 49-d-2 of this article apply to the bonds authorized by this section.

SECTION 2. This proposed constitutional amendment shall be submitted to the voters at an election to be held on November 3, 1987. The ballot shall be printed to provide for voting for or against the proposition: "The constitutional amendment to authorize the issuance of an additional \$400 million of Texas Water Development Bonds for water supply, water quality, and flood control purposes."

Adopted by the Senate on May 7, 1987, by the following vote: Yeas 30, Nays 1.

Adopted by the House on May 27, 1987, by the following vote: Yeas 135, Nays 3, one present not voting.

Filed with the Secretary of State, June 1, 1987.

S.J.R. No. 55

SENATE JOINT RESOLUTION

proposing a constitutional amendment providing for the issuance of general obligation bonds to finance certain local public facilities.

Be it resolved by the Legislature of the State of Texas:

SECTION 1. Article III of the Texas Constitution is amended by adding Section 49-i to read as follows:

Sec. 49-i. (a) The legislature by general law may provide for the issuance of up to \$400 million in general obligation bonds and the use of the bond proceeds to establish a local project fund in the State Treasury to be used without further appropriation for:

(1) making loans to local governments to finance the cost of acquisition, construction, repair, renovation, and equipping of public facilities; and

(2) making grants to local governments for use in planning and design of public facilities under Subdivision (1) of this subsection.

(b) *Proceeds of the bonds may also be used to pay the expenses of issuance of the bonds and, together with any other available money in the local project fund, to pay the principal of and interest on or to discharge or redeem in whole or part any outstanding general obligation bonds issued under this section. The local project fund is composed of proceeds of the bonds authorized by this section, income from investment of money in the fund, amounts received as repayments of financial assistance provided from money in the fund, and other money authorized by the legislature to be deposited in the fund.*

(c) *The local project fund must contain program accounts, an interest and sinking account, a reserve account, and other accounts authorized by the legislature. The principal of and interest on the bonds shall be paid out of the money in the interest and sinking account. The money in the fund that is not immediately committed to the payment of the principal of and interest on bonds, the provision of financial assistance, or the payment of expenses as provided by this section may be invested and reinvested as provided by law until the money is needed for those purposes.*

(d) *The legislature may require review and approval of the issuance of the bonds, of the use of the bond proceeds, or of rules adopted by an agency to govern use of the bond proceeds. Notwithstanding any other provision of this constitution, any entity created or directed to conduct this review and approval may include members or appointees of members of the executive, legislative, and judicial departments of state government.*

(e) *Money deposited in the local project fund from repayments of financial assistance, determined as provided by law not to be required for the payment of the principal of and interest on the bonds under this section, may be used, to the extent not inconsistent with the proceedings authorizing the bonds, to pay the principal of and interest on revenue bonds issued for the purposes of providing money for financial assistance in accordance with the public purposes stated by this section. The revenue bonds are special obligations payable only from those fund receipts and other revenues pledged to the retirement of the revenue bonds and do not constitute indebtedness of the state. The amount of revenue bonds issued may not exceed an aggregate principal amount that can be fully retired from those fund receipts and other pledged revenues. The revenue bonds shall be issued in the form and denominations, on the terms, at the times and places, and in installments as provided by law.*

(f) *While any of the bonds or interest on the general obligation bonds is outstanding and unpaid, there is appropriated out of the first money coming into the treasury in each fiscal year, not otherwise appropriated by this constitution, the amount sufficient to pay the principal of and interest on the bonds that mature or become due during the fiscal year, less any amount in the interest and sinking account at the end of the preceding fiscal year that is pledged to payment of the bonds or interest.*

SECTION 2. *This proposed amendment shall be submitted to the voters at an election to be held November 3, 1987. The ballot shall be printed to provide for voting for or against the proposition: "The constitutional amendment providing for the issuance of general obligation bonds to finance certain local public facilities."*

Adopted by the Senate on May 7, 1987, by the following vote: Yeas 25, Nays 5.

Adopted by the House on June 1, 1987, by the following vote: Yeas 123, Nays 22, one present not voting.

Filed with the Secretary of State, June 2, 1987.